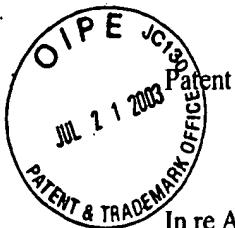


# Appendix C



174  
Attorney Docket No.: DOW-31791(1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Stevens, James C., et al.  
Serial No. : 10/289,122  
Confirmation No. : 9135  
Filing Date : November 5, 2002  
For : Impact Resistant Polymer Blends of Crystalline Polypropylene and  
Partially Crystalline, Low Molecular Weight Impact Modifiers  
Group Art Unit : 1714

**CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10**

I hereby certify that, on the date shown below, this correspondence is being:

deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313  
37 CFR 1.8(a) Mailing  
37 CFR 1.10  
 with sufficient postage as first class mail  As "Express Mail Post Office to Addressee" Mailing Label No.  
Transmission  
 transmitted by facsimile to Fax No.: addressed to Examiner at the Patent and Trademark Office

Date: July 17, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97/98**

In compliance with Applicant's duty of disclosure as set forth in 37 C.F.R. §1.56, listed on the attached equivalent to Form PTO-1449 are those patents and other publications known to the Applicant which may be considered material to the patentability of the claims of the above-captioned application.

The WINTEC® copolymers of Japan Polychem are believed to have a B-value of greater than 1.4. However, these copolymers are believed to have regio-errors at 17 ppm, not at 14.6 and 15.7 ppm.

The polypropylene resins of the first three examples of USP 5,134,209 are believed to have a skewness index,  $S_{ix}$ , greater than about -1.20. However, these polypropylene resins are not believed to have regio-errors at 14.6 and 15.7 ppm.

The Applicant respectfully requests that the documents listed on the attached equivalent to Form PTO-1449 be considered by the Examiner, that these references be made of record in the present applicant, and that an initialed copy of the attached equivalent to Form PTO-1449 be returned to the undersigned in accordance with MPEP 609.

Respectfully submitted,

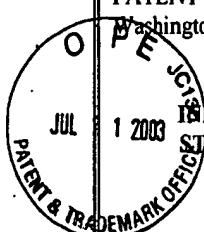


Gary R. Plotcher  
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Dated: 17 July, 2003

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U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE Washington, D.C. 20231		ATTY. DOCKET NO. DOW-31791(I)	Serial No. 10/289,122
1 JUL 2003 INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Applicant James C. Stevens et al.	Confirmation No. 9135
		Filing Date November 5, 2002	Group Art Unit 1714

## U.S. PATENT DOCUMENTS

		Patent Number	Issue Date	Patentee	U.S. Class	Sub-Class	Filing Date
	A1	5,134,209	07-28-92	Job et al.	526	141	12-26-90
	A2	5,840,389	11-24-98	Asanuma et al.	428	36.91	02-18-97
	A3	5,998,039	12-07-99	Tanizaki et al.	428	516	07-09-97
	A4	6,248,829 B1	06-19-01	Fischer et al.	525	191	03-17-99

## FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

Examiner Initial		Document Number	Publication Date	Country	Int'l Class	Sub-Class	Translation (Yes/No)
	B1	0 844 280 A1	05-27-98	EPO	C08L	23/10	N/A

## OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)

Examiner Initial		Non-Patent Document
	C1	News Release, Japan Polychem Launches WINTEC Metallocene-Based PP Random Copolymer, October 25, 2001, <a href="http://www.m-kagaku.co.jp/english/rel/2001/102501.htm">http://www.m-kagaku.co.jp/english/rel/2001/102501.htm</a>

Examiner Initials	Date Considered
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	